

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

NIXON NICHOLAS MCCREE,

Plaintiff,

v.

ALBERTO R. GONZALES, *et al.*,

Defendants.

No. C07-1101RSL

CASE MANAGEMENT ORDER

This matter comes before the Court on the parties' "Joint Status Report." Dkt. # 6. On July 16, 2007, plaintiff filed a petition alleging that defendants have unreasonably delayed processing his application for adjustment of status and requesting that the Court mandamus defendants to approve the application. Dkt. # 1. In their joint status report, the parties assert that discovery is inappropriate because this is an Administrative Procedure Act ("APA") case that may be decided on the administrative record through dispositive motion practice. Plaintiff has, in fact, already filed a motion for summary judgment which is noted for consideration on October 26, 2007. Accordingly, the Court finds that the parties are exempt from the requirements of Fed. R. Civ. P. 26(a)(1) and (f) relating to discovery and ORDERS as follows:

CASE MANAGEMENT ORDER

Deadline for amending pleadings: **October 26, 2007**

Deadline for joining additional parties: **November 2, 2007**

TRIAL (one day, non-jury) February 4, 2008

These dates are set by the Court. All other dates are specified in the Local Civil Rules. If any of the dates identified in this Order or the Local Civil Rules fall on a weekend or federal holiday, the act or event shall be performed on the next business day. These are firm dates that can be changed only by order of the Court pursuant to Local Civil Rules 10(g) and/or 7(d)(2), not by agreement of counsel or the parties. The Court will alter these dates only upon good cause shown.

## ALTERATIONS TO ELECTRONIC FILING PROCEDURES

As of June 1, 2004, counsel are required to electronically file all documents with the Court. *Pro se* litigants may file either electronically or in paper form. Information and procedures for electronic filing can be found on the Western District of Washington's website at [www.wawd.uscourts.gov](http://www.wawd.uscourts.gov). The following alterations to the Electronic Filing Procedures apply in all cases pending before Judge Lasnik:

- Section III, Paragraph F - when the aggregate submittal to the court (*i.e.*, the motion, any declarations and exhibits, the proposed order, and the certificate of service) exceeds **50** pages in length, a paper copy of the documents (with tabs or other organizing aids as necessary) shall be delivered to the Clerk’s Office for chambers by 10:30 am the morning after filing. The chambers copy must be clearly marked with the words “Courtesy Copy of Electronic Filing for Chambers.”

- Section III, Paragraph L - unless the proposed order is stipulated, agreed, or otherwise uncontested, the parties need not e-mail a copy of the order to the judge's e-mail address.

PRIVACY POLICY

Pursuant to the General Order of the Court regarding Public Access to Electronic Case Files (filed 5/29/03), parties are to redact the following information from documents and exhibits before they are filed with the court:

- \* Dates of Birth - redact to the year of birth
- \* Names of Minor Children - redact to the initials
- \* Social Security Numbers - redact to the last four digits
- \* Financial Accounting Information - redact to the last four digits

The General Order was issued pursuant to the official policy on privacy adopted by the Judicial Conference of the United States and can be found on the court's website at <http://www.wawd.uscourts.gov/docs>. All documents filed in the above-captioned matter must comply with the Privacy Policy and the General Order.

SETTLEMENT

Should this case settle, counsel shall notify the Deputy Clerk as soon as possible. Pursuant to GR 3(b), an attorney who fails to give the Deputy Clerk prompt notice of settlement may be subject to such discipline as the Court deems appropriate.

DATED this 22nd day of October, 2007.



Robert S. Lasnik  
United States District Judge